

Town of Haysi  
Minutes of Monthly Town Council Meeting  
November 2, 2010 @ 7:00 p.m.

On November 2, 2010, the regular meeting of the Haysi Town Council was held in the Council Chambers of the Haysi Town Hall Municipal Building located at 322 Main Street, Haysi, Virginia.

The following members were present:

Mayor Larry Yates and Council Members: Diana Reedy, Dennis Reedy, Joe Sperow & Rocky Wood.

The following members were absent:

Vice Mayor Michael Harris and Council Member Johnnie Branham

**ITEMS # I & II**

The meeting was called to order by Mayor Larry Yates at 7:15 p.m. Chief George Wallace offered the invocation.

**ITEM # III - APPROVAL OF THE AGENDA**

At this time Mayor Yates asked the Council for any additions or changes to the agenda.

Mayor Yates requested additions to the agenda under Old Business as follows:

Item F- Hill Studios

Mayor Yates requested additions to the agenda under New Business as follows:

Item D- Haysi Rescue Squad- Fund Raiser.

Council Member Diana Reedy, asked, "Under closed session employee benefits is this only item that can be discussed?"

Mayor Yates replied, "Under this particular code session."

Council Member Diana Reedy requested the following items be added to the agenda under the closed session:

Employees and Finances

Mayor Yates asked, Council Member Diana Reedy did she have the code section for these items?"

Council Member Diana Reedy, replied, “I do not.”

Mayor Yates replied, Section 2.2-3711-A1 of the Code of Virginia refers to personnel, but I do not know if there is an applicable code to discuss finances in closed session.

Mayor Yates asked, Attorney, Kerry Hay if he knew the code session?”

Attorney Kerry Hay, replied, “He did not.”

Mayor Yates stated amendments to the agenda are as follows:

Old Business: Item F Hill Studios

New Business: Item C: Closed session add code section 2.2-3711 personnel

Item D: Haysi Rescue Squad-Fund Raiser.

Mayor Yates entertained a motion to accept the agenda with the additions as requested.

Council Member Diana Reedy made the motion to approve the agenda with the noted additions, with motion on the floor seconded by Council Member Rocky Wood. Let the record show the motion on the floor passed unanimously by verbal voting.

#### **ITEM # IV – AUDIT REPORT**

Mayor Yates welcomed Tamera Greear, Thrower, Blanton & Associates, P.C to the meeting. Mrs. Greear will present the audit for 2010.

Tamera Greear reported each council member should have a copy of the June 30, 2010, audit year. She discussed the audit in detail and added a copy of the audit report is on file in the Mayor’s Office for review, along with a detailed report of current year findings.

Council Member Dennis Reedy asked, “If having a third person on the checking account, would this help with internal control?”

Tamera Greear, replied, “It would.”

#### **ITEM # V – APPROVAL OF MINUTES**

Prior to the meeting, the Council had received for consideration of approval a copy of the following prepared minutes:

- October 5, 2010, Public Hearing—Golf Cart Ordinance

- Mayor Yates entertained a motion for approval. A motion was made by Council Member Diana Reed and seconded by Council Member Rocky Wood to approve the minutes of the October 5, 2010, Public Hearing—Golf Cart Ordinance

Prior to the meeting, Council had received for consideration of approval a copy of the following prepared minutes:

- October 20, 2010, Hiring/Interview Committee Meeting
- Mayor Yates entertained a motion for approval. A motion was made by Council Member Rocky Wood and seconded by Council Member Diana Reedy to approve the minutes of the October 20, 2010 Hiring/Interview Committee.

Prior to the meeting, Council had received for consideration of approval a copy of the following prepared minutes:

- October 5, 2010, Monthly Council Meeting
- Mayor Yates entertained a motion for approval. A motion was made by Council Member Rocky Wood and seconded by Council Member Diana Reedy to approve the minutes of the October 5, 2010, Council Meeting.

## **ITEM # VI – FINANCIAL REPORT**

At this time the Council was presented the following for approval:

- Current listing of payables due for November 2010
- October 2010 Financial Report listing: beginning balance, revenue, expenditures and ending balance.
- October 2010 itemized listing of expenditures including checks #9925-9975
- October 2010 Profit & Loss Report

After inspection of the October 2010 financial report, a motion was made by Council Member Rock Wood to accept the October 2010 revenue and expenditures & financial report as presented, with the motion on the floor seconded by Council Member Joe Sperow. Let the record show, Council Members Diana Reedy and Dennis Reedy voted no to the motion on the floor.

Council Member Diana Reedy questioned the following items:

1. Supplies totaling \$2535.56

2. Janitorial and Travel under the business items.

Town Clerk Barbara Owens explained supplies were purchased for the Town Police which will be paid for by Department of Criminal Justice grant.

Mayor Yates explained janitorial supplies was purchase made at Sam's Wholesale for cleaning supplies, and the travel would be for a travel expense when he had to attend a meeting in Hampton Roads and or workshop in Staunton, Virginia.

Mayor Yates stated, "the votes stands with two for and two opposed to approve the financial report, and at this time he would exercise his tie breaking vote and vote yes to approve the financial report."

Let the record show, the motion on the floor passed with the following voting record:

Diana Reedy	No	Dennis Reedy	No
Rocky Wood	Yes	Joe Sperow	Yes
Mayor Yates	Yes		

**ITEM # VII – OLD BUSINESS**

**A-Citizenship Award**

After the reading of the Citizenship Award Resolution for the 2010 Citizenship award, the motion was made by Council Member Diane Reedy and seconded by Council Member Rocky Woods to approve the resolution to award Mrs. Maple Edwards the 2010 Citizenship Award. Let the record show the motion on the floor passed unanimously by verbal voting.

Mayor Yates added Mrs. Edwards works very hard in our community to keep it clean.

**B-Animal Control Ordinance**

At this time Mayor Yates asked for additions and/or changes to the Animal Control Ordinance."

Council Member Diana Reedy asked, "What does the ordinance state about domestic cats?"

Mayor Yates, referred to paragraph three of the ordinance. He explained this does not mean the town is not excluding domestic cats from the ordinance.

Ken Kelly asked, "Do cats need to be confined, or can they be at large as long as they are not a nuisance?"

Mayor Yates replied, "Yes".

Merle Fuller asked, “Why shouldn’t people keep their cats on their property?”

Mayor Yates, replied, “That is not my decision to make.”

Merle Fuller, asked, “Then who’s it?”

Mayor Yates replied, “It is the Town Councils decision to make.”

Council Member Dennis Reedy stated, “It is harder to confine a cat.”

Mayor Yates said, “Basically you would have to have a cat on a leash in order for it to be confined.”

Council Member Diana Reedy mentioned cats need some type of identification.

Ken Kelly mentioned if cats had identification, then you would know who the owner is, and who is responsible for the animal.”

Mayor Yates said, “The purposed amendment to the ordinance is each cat owner provides a collar for his/her cat similar to a dog tag.”

Ken Kelly, replied, “Yes, some type of identification.”

Nadean Belcher mentioned there should be a limit on how many pets a household could own.

Council Member Dennis Reedy asked, “If the ordinance was amended to include an ID for cats, then would the ordinance be acceptable?”

Ken Kelly, replied, “Yes and register the ID with the town.”

Mayor Yates said, “He is willing to amend the ordinance.”

Mayor Yates replied in response to Nadean Belcher comment about the number of pets a household should have is something the town would have to research.

Council Member Rocky Wood suggested, tabling the ordinance.

At this time Mayor Yates mentioned he would review other town ordinances in Virginia and look at adding language to the ordinance reflecting identification tags.

Upon motion made by Council Member Rocky Wood and seconded by Council Member Joe Sperow to table the ordinance until December. Let the record show the motion on the floor passed unanimously by verbal voting.

- C. Police Department Activity Report – Chief George Wallace reported the month of October was busy with activities involving a stolen ATV. He report Special Agent David Belcher and himself recovered the ATV in Wise County on October 12, and an arrest was made. He mentioned about 25 hours had been obligated to this crime causing fewer tickets to be issued this month. He also reported the town was instrumental in helping with the capture of a female escapee from the Dickenson County Regional Jail.

D. Gateway Assessment Grant

Mayor Yates reported the Town of Haysi was award the Gateway Assessment Grant. This grant does not require matching funds, since it is a technical advice grant. The grant will allow the town and the Breaks Interstate Park the opportunity to work better together.

HUD Tiger II Grant

Mayor Yates commented the town had applied for HUD Tiger II Grant. This grant was for approximately \$300,000.00, and would assist with the revitalization project. The town was not awarded this grant.

E. HILL STUDIOS

Mayor Yates reported Hill Studios was hired during the planning phase of the revitalization project. In order for the town to move forward with another phase, the planning commission has suggested the town continue with Hill Studios for architecture and engineer services,

Upon motion made by Council Member Rocky Wood and seconded by Council Member Joe Sperow to continue with Hill Studios as in the original contract. Let the record show the motion on the floor passed unanimously by verbal vote.

**ITEM # VIII – MAYOR’S COMMENTS**

Mayor Yates reported Brads Auto Repair did a tune up and rear-end repair on the towns bucket truck costing approximately \$1500.00. He mentioned in a conversation with Vic Mullins owner of Brads Auto repair Mr. Mullins stated the truck is old and would probably continue to need repairs.

Mayor Yates commented, it has been suggested to move the Christmas Parade to later in the day, so the town can have an opportunity to enjoy the Christmas lights.

Chief Wallace commented, he had spoken with several people, and they seemed very receptive to change the parade to later in the day. He also added this would be a good time to kick-off the lighting of the Christmas Tree.

## **ITEM # IX – COUNCIL COMMENTS**

Council Member Rocky Wood, asked, “If Attorney Kerry Hay had the opportunity to review flea market issue concern if a permit or licenses is needed to sell at the flea market above Haysi High School?”

Attorney Kerry Hay reported, he had reviewed the depot ordinance and it appears merchant and peddlers would fall under this ordinance and would be required to get a licenses. For example: one section of the ordinance states if the person does not have a place of business in the town, but are classified as a peddler, then they need a licenses.

Council Member Dennis Reedy, asked, “If the Attorney Hay, had the opportunity to check on the property across the road.”

Attorney Kerry Hay, replied, “He is in the process.”

## **ITEM # X – NEW BUSINESS**

### **A. Fair Housing Resolution-**

Mayor Yates stated this is a resolution pertaining to the revitalization process.”

After a general discussion the motion was made by Council Member Rocky Wood and seconded by Council Member Dennis Reedy to approve the resolution. Let the recorded show the motion on the floor passed unanimously by verbal vote.

### **B. Non-Discrimination Policy**

Mayor Yates stated this is a policy pertaining to the revitalization process.

After a general discussion the motion was made by Council Member Rocky Wood and seconded by Council Member Diana Reedy to approve the policy. Let the recorded shot the motion on the floor passed unanimously by verbal vote.

Councilman Rocky Wood requested that items C and D under New Business be switched.

Upon motioned made by Council Member Rocky Wood and seconded by Council Member Joe Sperow to amend the agenda as requested. Let the recorded show the motion on the floor passed unanimously by verbal vote.

### **C. Fund Raiser- Haysi Rescue Squad**

Mayor Yates reported, “The Haysi Rescue Squad is requesting permission from the Council to use the town’s gazebo for a fund raiser. The purpose of the fund raiser is to

raise money for a new ambulance. The squad plans to decorate a Christmas Tree with memory angels, sold by the squad. Also, the squad is plans to host a Christmas Tree Lighting Ceremony on December 18, 2010.

Upon a motion made by Council Member Rocky Wood and seconded by Council Member Diana Reedy to grant the rescue squad the permission to use the gazebo. Let the recorded show the motion on the floor passed unanimously by verbal vote.

Council Member Rocky Wood requested the council receive public comments before adjourning into Executive Session, so the public would not have to wait.

#### **XI. Public Comments**

Kay Owens reported she has presented a letter to the each Council Member and the Mayor showing how the Festival Committee used the money allocate to them. She added at last month meeting Council Member Dennis Reedy had questioned how the money was spent.

#### **D. Executive Session**

At this time Mayor Yates entertained a motion to convene into Executive Session. At 8:50 p.m., a motion was made by Council Member Dennis Reedy and seconded by Council Member Rocky Wood to convene in Executive Session pursuant to code section 2.2-3711(a) (1-4) personnel, of the Code of Virginia, **with** the motion on the floor let the record show the motion on the floor was passed unanimously by verbal voting.

We certify that:

1. Only public business matters lawfully exempted from open meeting requirements under this chapter, and
2. Only such public business matters as were identified in the motion by which the closed meeting was convened were heard, discussed or considered in the meeting by the public body.

Mayor Yates asked for a roll call vote to certify the statement:

Joe Sperow	Yes
Diana Reedy	Yes
Dennis Reedy	Yes
Rocky Wood	Yes

Upon motion made by Council Member Dennis Reedy and seconded by Council Member Rocky Wood the council was now convened in Open Session at 9:43 p.m. Let the recorded show the motion on the floor passed unanimously by verbal vote.



Council Member Dennis Reedy made a motion and seconded by Council Member Joe Sperow no annual raise for town employees. Let the recorded show the motion on the floor passed unanimously by verbal vote.

**ITEM # XII – ADJOURNMENT**

There being no other business to be brought before the Council, a motion was made by Council Member Diana Reedy seconded by Council Member Joe Sperow to adjourn the meeting. Let the record show the motion was passed unanimously by verbal voting and the meeting was adjourned.

---

Larry D. Yates, Mayor

Attest:

---

Clerk